

Attorney File Ref: 102792-572 / 11348P1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Fabrizio GAVELLI et al.
Serial No.: 10/576770
Filed: 21.April.2006
Examiner: Ilya Y. TREYGER
Art Group: 3709
Title: **ARTICLE AND METHOD**

PER ELECTRONIC FILING SYSTEM (EFS)

10 September 2008

Mail Stop: PETITIONS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313 – 1450

Dear Sir;

SECOND RENEWED PETITION UNDER 37 CFR 1.137(A)

FOR REVIVAL OF APPLICATION FOR PATENT ABANDONED UNAVOIDABLY

This paper is responsive to the *Decision on Petition Pursuant to 37 CFR 1.137(a)* dated 14.July.2008 denying applicant's prior *Petition*.

Responsive to the points raised by the Office at page 3 of said *Petition*, the undersigned states that upon receipt in his office of the USPTO's *Notice of Abandonment* mailed 06.Dec.2007, that a search of the relevant file including the file jacket and application

contents was made, which search included a review of all of the paper documents and other contents of the file, to confirm that the *Office Action* dated 04.May.2007 was not present in the file. (Indeed, the forgoing facts initiated the filing of the original *Petition under 37 CFR 1.137(a)* filed 01.Feb.2008.)

It is believed that these remarks supplements the record concerning the outstanding *Petition* and overcomes the perceived deficiencies.


The applicant prays that this renewed petition be considered, and the relief sought be granted.

Should there be any questions regarding this paper, the Office is invited to contact the undersigned at their early convenience.

CONDITIONAL AUTHORIZATION FOR FEES

Should any further fee be required by the Commissioner in order to permit the timely entry of this paper, including but not limited to any fees for extensions of time in order to permit for the timely entry of this paper, and for excess claims fees, the Commissioner is authorized to charge any such fee to Deposit Account No. 14-1263, and to consider this authorization as a petition for such necessary relief.

Respectfully Submitted;



Andrew N. Parfomak, Esq.

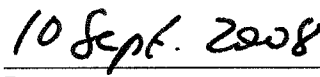
Reg.No. 32,431

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Date: